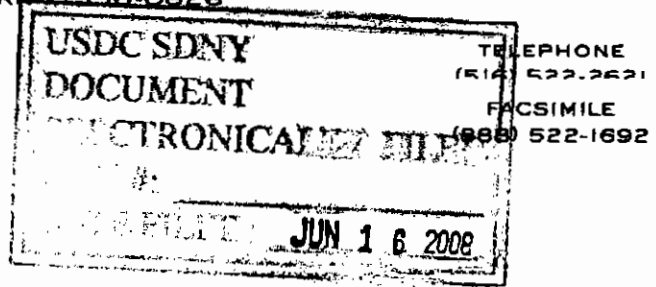


LAW OFFICE
KLEINMAN LLC
626 REXCORP PLAZA
UNIONDALE, NEW YORK 11556-0626

ABRAHAM KLEINMAN
ATTORNEY AT LAW

June 13, 2008



VIA FACSIMILE ONLY TO

(212) 805-0426

Hon. Laura Taylor Swain

US Courthouse

500 Pearl Street

New York, New York 10007

MEMORANDUM ENDORSED

The ECF system provides notice of the entry of this Order to each party that has both entered an appearance in this case and registered with ECF. The ECF-registered attorneys are responsible for providing notice to any co-counsel whose e-mail addresses are not reflected on the ECF docket for this case, and Plaintiff's counsel, upon receiving notice of this Order, is hereby ordered to fax or otherwise deliver promptly a copy to all parties who are not represented by ECF-registered counsel. A certificate of such further service shall be filed within 5 days from the date hereof. Counsel who have not registered for ECF are ordered to register immediately as filing users in accordance with the Procedures for Electronic Case Filing.

Re: Markowitz v. David Sean Dufek

Case 1:08-cv-00256-LTS

Dear Judge Swain:

I represent the Plaintiff in the Markowitz v. Dufek matter.

A Conference is presently scheduled for Friday, June 20, 2008 before Your Honor.

I am faxing the Court, with permission, to notify the Court that the parties have reached a Settlement.

I respectfully request cancellation of the June 20, 2008 Conference.

The parties are in the process of negotiating a Release and plan to issue a Discontinuance within 30 days.

Respectfully Submitted,

Abraham Kleinman

cc: David Sean Dufek

via facsimile to (619) 299-1951

*The conference is cancelled
and a 30 day order will be
entered.*

SO ORDERED.

LAURA TAYLOR SWAIN
UNITED STATES DISTRICT JUDGE